

RESOLUTION NO. 2016-

RESOLUTION APPROVING THE CONSTRUCTION CONTRACT BETWEEN THE TOWN OF CASTLE ROCK AND M.A. MORTENSON COMPANY FOR THE FESTIVAL PARK CONSTRUCTION PROJECT

WHEREAS, Town staff solicited proposals from qualified contractors for the Festival Park Construction Project ("Project"), and

WHEREAS, the Project selection team determined M.A. Mortenson Company (Mortenson) was best qualified to complete construction of the Project; and

WHEREAS, the Town and Mortenson have agreed to the terms and conditions by which Mortenson will undertake construction of the Project, in accordance the terms and conditions set forth in the Construction Contract.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:

Section 1. Approval. The Construction Contract between the Town of Castle Rock and M.A. Mortenson Company in the form attached as *Exhibit 1* is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Agreement by and on behalf of the Town of Castle Rock, Colorado.

Section 2. Encumbrance and Authorization for Payment. In order to meet the Town's financial obligation under the contract, the Town Council authorizes the expenditure and payment from the 2016 appropriation accounts 130-5275-452.75-19 and 212-4475-444.78-20 in an amount not to exceed \$6,208,052 (inclusive of a \$5,815,147 construction contract with Mortenson and Town-managed design contingency of \$392,905) unless authorized in writing by the Town of Castle Rock.

PASSED, APPROVED AND ADOPTED this 1st day of November, 2016 by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of ____ for and ____ against.

ATTEST:

TOWN OF CASTLE ROCK

Sally A. Misare, Town Clerk

Paul Donahue, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Jeff Brauer, Director of Parks and Recreation